

By: Goldman

H.B. No. 1998

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the importation and use for manufacturing purposes of
3 malt beverages by the holder of a brewer's permit or manufacturer's
4 license.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Chapter 12, Alcoholic Beverage Code, is amended
7 by adding Section 12.015 to read as follows:

8 Sec. 12.015. IMPORTATION OF ALE AND MALT LIQUOR FOR
9 MANUFACTURE. (a) The holder of a brewer's permit may:

10 (1) import ale and malt liquor for manufacturing
11 purposes from a holder of a nonresident brewer's permit; and

12 (2) mix and blend ale and malt liquor imported under
13 Subdivision (1) and bottle and sell the resultant product.

14 (b) The state tax on ale and malt liquor imported for
15 manufacturing purposes does not accrue until:

16 (1) the ale or malt liquor has been used for
17 manufacturing purposes; and

18 (2) the resultant product has been placed in
19 containers for sale.

20 SECTION 2. Chapter 62, Alcoholic Beverage Code, is amended
21 by adding Section 62.015 to read as follows:

22 Sec. 62.015. IMPORTATION OF BEER, ALE, AND MALT LIQUOR FOR
23 MANUFACTURE. (a) The holder of a manufacturer's license may:

24 (1) import for manufacturing purposes:

1 (A) beer from the holder of a nonresident
2 manufacturer's license; and

3 (B) ale and malt liquor from a holder of a
4 nonresident brewer's permit; and

5 (2) mix and blend beer, ale, and malt liquor imported
6 under Subdivision (1) and bottle and sell the resultant product.

7 (b) The state tax on beer, ale, and malt liquor imported for
8 manufacturing purposes does not accrue until:

9 (1) the beer, ale, or malt liquor has been used for
10 manufacturing purposes; and

11 (2) the resultant product has been placed in
12 containers for sale.

13 SECTION 3. Section 62.07, Alcoholic Beverage Code, is
14 amended to read as follows:

15 Sec. 62.07. IMPORTATION OF BEER, ALE, AND MALT LIQUOR [~~+~~
16 ~~CONTAINERS, USE OF TANK CARS~~]. The holder of a manufacturer's
17 license may import beer, ale, and malt liquor into this state in
18 barrels or other containers in accordance with the provisions of
19 this code. [~~No person may ship beer into the state in tank cars.~~]

20 SECTION 4. This Act takes effect September 1, 2019.